

1922
Big Cottonwood Creek

OFFER OF EXCHANGE OF WATER RIGHTS

Green Ditch Water Company

KNOW ALL MEN BY THESE PRESENTS, THAT

WHEREAS, The Green Ditch is entitled to certain of the waters of Big Cottonwood Creek, Salt Lake County, Utah: and

WHEREAS, The undersigned are each respectively the owners of certain portions of the waters of Green Ditch and are desirous of exchanging certain of said waters with Salt Lake City, a municipal corporation, for other waters, upon the terms, conditions, and provisions and subject to the reservation hereinafter set forth; and

WHEREAS, Salt Lake City is desirous of making the exchange and securing the use of the said waters of Green Ditch:

NOW THEREFORE, Under the conditions herein contained and in consideration of the covenants, agreements, and provisions to be kept and performed by Salt Lake City, as hereinafter set forth, the undersigned, owners in the said waters of Green Ditch, hereby make the following offer to Salt Lake City, to-wit:

The undersigned parties hereto hereby each respectively offer to, and upon acceptance hereof by Salt Lake City do hereby transfer and convey to Salt Lake City all the rights, title and interest in and to the perpetual use of the waters of the Green Ditch to which each respectively is entitled, subject, however, to the reservations, terms, and conditions in this agreement set forth.

Each of the parties hereto reserves an ownership in and the right to the constant and perpetual use, during the winter season of each year, to-wit: from October 1st to April 1st, following, of water in said Green Ditch equivalent to and upon the basis of five hundred gallons per day for each acre of land owned by any such party under the Green Ditch; and during the summer months of each year, to-wit, from April 1st to October 1st following, of water equivalent to and upon the basis of nine hundred gallons per day for each acre of land owned by any such party under the Green Ditch. The exact acreage owned by each of the parties hereto in whom said five hundred gallons of water in the winter season and said nine hundred gallons of water in the summer season per acre, as above set forth, is reserved and title thereto retained, is as follows, to-wit:

Said five hundred gallons per day per acre, during the said